

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

February 11, 1999

DIVISION ONE

[illegible]

The order declaring wardship is affirmed.

Masterson, J.

We concur: Ortega, Acting P.J.
Vogel (Miriam A.), J.

B107010 G. O. Management, Inc. (Not for Publication)
v.
Navistar International Transportation Corp.

We affirm the judgment. G.O. is entitled to its costs on appeal.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
Masterson, J.

DIVISION TWO

[illegible]

The Court:

The judgment is modified to provide that appellant has a total of 368 days of presentence custody credit, consisting of 246 days of actual custody credit and 122 days of conduct credit. As modified, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment reflecting this modification and to forward a certified copy of the amended abstract of judgment to the Department of Corrections.

Boren, P.J., Nott, J., Zebrowski, J.

[illegible]

The Court:

The judgment is modified to provide that an additional \$1,000 fine is imposed under Penal Code section 1202.45, that the fine imposed under Penal Code section 1202.45 is suspended, and that his fine shall remain suspended unless and until appellant's parole is revoked. As modified, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment reflecting that a \$1,000 restitution fine was imposed under Penal Code section 1202.4, subdivision (b), and that an additional \$1,000 restitution fine was imposed under Penal Code section 1202.45 but was suspended. The superior court is directed to forward a certified copy of the amended abstract of judgment to the Department of Corrections.

Boren, P.J., Fukuto, J., Zebrowski, J.

DIVISION THREE

Court convened at 10:00 A.M.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J., Petersen, J. (Assigned), and Valorie Gray, Deputy Clerk.

Each of the following:

B115737 Scott v. State of California
B114918 People v. Perez
B118706 People v. Ingram
B119910 People v. Johnson
B120968 People v. Donovan
B116803 People v. McMillion
B121797 People v. Johnson
B112044 People v. Allensworth
B113566 People v. Tyler
B117354 People v. Smith
B116818 People v. Drake
B121474 People v. Sprafka
B112214 People v. Taylor
B125071 County of Los Angeles v. Sheri W.
B122978 County of Los Angeles v. Bernard D.
B123488 County of Los Angeles v. James D.

Argument waived, cause submitted.

B123596 County of Los Angeles
v.
Matthew M., et al.

Merits:

Argued by Melissa Chaitin and Judy Weissberg-Ortiz for appellants; by Sterling Honea, deputy county counsel for the respondent and by Randall Pacheco for the minors. Cause submitted.

DIVISION THREE (Continued)

B115826 People
 v.
 Nelson, et al.

Merits:
Argued by Marilyn G. Burkhardt for appellant and by Gary A. Lieberman,
deputy attorney general for respondent. Cause submitted.

B118050 Davidian
 v.
 Gifford & Dearing

Merits:
Argued by Jefferey B. Lurner for appellant and by Henry Dearing for
respondent. Cause submitted.

B115307 People
 v.
 Garcia

Merits:
Argued by David D. Carico for appellant and by Ruth L. Wei, deputy
attorney general for respondent. Cause submitted.

The court recessed at 12:00 P.M.

The court reconvened at 1:30 P.M.

Present: Klein, P.J., Croskey, J., Aldrich, J., Petersen, J. (Assigned), and Valorie Gray,
Deputy Clerk.

B107886 People
 v.
 Young, et al.

Appearances:
Bruce D. Rosen for appellant and Roy C. Preminger, deputy attorney
general for respondent. Argument waived, cause submitted.

DIVISION THREE (Continued)

B122042 County of Los Angeles
v.
Cheryle S.

Merits:

Argued by Michael I. Levanas for appellant and by Jill Regal, deputy county counsel for respondent. Cause submitted.

The court adjourned at 2:15 P.M.

DIVISION FOUR

B120911 People (Not for Publication)
v.
Edwards

The Court:

The judgment of conviction is affirmed and the matter is remanded for the limited purpose to retrial of the prior conviction allegations and for resentencing thereafter.

Epstein, Acting P.J., Hastings, J., Curry, J.

B119961 People
v.
Tillman

Filed order modifying opinion. (Change in judgment)

DIVISION FIVE

B114952 David Sarti (Not for Publication)
 v.
 Las Virgenes Municipal Water District

The judgment is affirmed. Appellant David Sarti is to bear respondent Las Virgenes Municipal Water District's costs on appeal.

Grignon, Acting P.J.

I concur: Armstrong, J.
I dissent: Turner, P.J., J.(Opinion)

B116661 People (Not for Publication)
 v.
 Anthony S.

The order is affirmed.

Godoy Perez, J.

We concur: Turner, P.J.
 Armstrong, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, Acting P.J., Yegan, J., Coffee, J., Burke, J. (Assigned), and G. Bents, Deputy Clerk.

B122515 Child Protective Services v. Laura K.

Argument waived, cause submitted.

DIVISION SIX (Continued)

B122098 San Luis Obispo Co. Dept. of Social Services
 v.
 Carol P.

Merits:

Argued by Roni Keller for appellant and by Patricia Stevens, Deputy
County Counsel, for respondent. Cause submitted.

Burke, J. (Assigned) leaves the bench.

B122439 Spurgeon
 v.
 Dept. of Motor Vehicles

Merits:

Argued by Jorge M. Otano, Deputy Attorney General, for appellant and by
Kevin G. DeNoce for respondent. Cause submitted.

B124809 Dreiling
 v.
 Allesac, Inc.

Merits:

Argued by Daniel J. Palay for appellant and by Devonne L. Midson for
respondent. Cause submitted.

B123912 Worthington
 v.
 California Capital Insurance Co.

Merits:

Argued by Esther R. Sorkin for appellant and by Mark R. Israel for
respondent. Cause submitted.

DIVISION SIX (Continued)

B122557 Marriage
 of
 Taft

Merits:

Argued by J. Patrick Francis for appellant and by David P. Schwartz for respondent. Cause submitted.

B123599 Harris
 v.
 Ventura Co. Employees' Retirement System

Merits:

Argued by Russell R. Ghitterman for appellant; by Antonette Benita Cordero, Assistant County Counsel, for respondent Ventura County Employees' Retirement System; and by Marshall Graves for respondent Ventura County Risk Management. Cause submitted.

B122588 Platz
 v.
 San Luis Obispo County

Merits:

Argued by Andrew W. Hays for appellant and by A. Edwin Olpin, Deputy County Counsel, for respondent. Cause submitted.

Court recessed at 11:20: A.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, Acting P.J., Yegan, J., Coffee, J., Burke, J. (Assigned), and G. Bents, Deputy Clerk.

DIVISION SIX (Continued)

Each of the following:

B111106 People v. Amos
B114174 People v. Rizo & Macias
B116095 People v. Ly
B117173 People v. Flores
B118126 People v. Smith
B118473 People v. McNeese
B118657 People v. Elenes
B120545 People v. Rogers
B121900 People v. Topete
B123163 People v. Creed
B123797 People v. Shafer

Argument waived, cause submitted.

B123471 People
 v.
 Otis

Merits:

Argued by Jerry D. Whatley for appellant and by Michael J. Wise, Deputy Attorney General for respondent. Cause submitted.

B123182 People
 v.
 Hernandez

Merits:

Argued by Suzan Hier for appellant and by Martin L. Pitha, Deputy Attorney General, for respondent. Cause submitted.

B121767 People
 v.
 Poindexter

Merits:

Argued by Alexander Lambrous for appellant and by David Voet, Deputy Attorney General, for respondent. Cause submitted.

DIVISION SIX (Continued)

B122874 People
 v.
 Fuentes

Merits:

Argued by Matthew P. Guasco for appellant and by Jennevee De Guzman, Deputy Attorney General, for respondent. Cause submitted.

B121615 People
 v.
 Orozco

Merits:

Argued by Richard C. Gilman for appellant and by Mary Sanchez, Deputy Attorney General, for respondent.

Counsel are directed to serve and file simultaneous letter briefs on additional issues within 10 days, at which time the matter will stand submitted.

B114804 People
 v.
 Roberson

Merits:

Argued by Jean F. Matulis for appellant and by Chung L. Mar, Deputy Attorney General, for respondent. Cause submitted.

Court adjourned at 3:05 P.M.